

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MISSOURI  
WESTERN DIVISION**

KINEDYNE CORPORATION,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	Case No. 08-CV-00755-DGK
	)	
MULTIPRENS USA, INC.,	)	
	)	
Defendant.	)	

**MOTION OF DEFENDANT MULTIPRENS USA, INC. TO STAY**

COMES NOW defendant Multiprens USA, Inc. and moves this Court for a stay of this action pending the Patent and Trademark Office's reexamination of the patents-in-suit. Defendant incorporates its contemporaneously filed Memorandum of Law in Support of its Motion to Stay.

WHEREFORE, defendant requests that this action be stayed until a final determination of the reexamination proceedings pending before the Patent and Trademark Office.

Respectfully submitted,

SPENCER FANE BRITT & BROWNE LLP

By: /s Patrick J. Whalen

Patrick J. Whalen, # 45594  
Kyle L. Elliott, #49145  
1000 Walnut, Suite 1400  
Kansas City, MO 64106  
Telephone: (816) 474-8100  
Facsimile: (816) 474-3216  
pwhalen@spencerfane.com  
kelliott@spencerfane.com

WA 1137297.1

**CERTIFICATE OF SERVICE**

I hereby certify that on this 20<sup>th</sup> day of February, 2009, I caused a copy of the foregoing document to be served by electronic filing upon the following:

Marshall G. MacFarlane, Esq.  
Young Basile  
301 East Liberty, Suite 700  
Ann Arbor, MI 48104

David V. Clark, Esq.  
Travis W. McCallon, Esq.  
Lathrop & Gage, LC  
2345 Grand Avenue, Suite 2800  
Kansas City, MO 64108-2684

ATTORNEY FOR PLAINTIFF  
KINEDYNE CORPORATION

/s Patrick J. Whalen  
\_\_\_\_\_  
Attorney for Defendant  
Multiprens USA, Inc.